P & E

Preserve

App. F. IX-4

1940
(G.R.B.

File No. 27-40

Serial No. 1

Previous References
G.R.B. 7-8-38 — 10 & 11
Edn. 92-38 - 11 & 16

Later References.
Cms 47-41-3

P Preserve

PRESERVED

GENERAL AND REVENUE SECRETARIAT.

Serial No. One.

Part B for December 1940.

SUBJECT.

Re-employment of debarred candidates —

G.M.
No. 2186 — 2286 / G.R.B. 27-40-1 81
22/X/194

WD 0573—GPB—22,500—12-9-39

Issue an G. M. ~~to all the unit~~ in the matter of re-employment of debarred candidates.

To the Secretaries to Govt.
The Heads of Dept.
The D. C's of Dts.
The other Civil Officers,
The Secy G.R.B.

mani

Re: debarred Candidates retaining the rank on the original approved. 1246

General and Revenue Secretariat | File No. of 194 . | [App. F. III-2

Serial No.

Letter No. A1: P. 162-76/Leo-41 d/4.9.40. from the S. B.O. Kolar Dist, soliciting instructions as to whether the debarred Candidates will have the same rank and Number as was alloted to them prior to the issue of final orders or whether their names should be noted at the end of the then existing list.

Subd :—

1) While raising the general question as to the retention of the original ranks of the debarred Candidates in the approved list for appointment after the expiry of the period of punishment, the S. B.O. Kolar Dist, requests to know if the Candidate, one S. Ramaiah, who was debarred for a period of one year, can be reappointed with his original rank now after the expiry of the period of punishment.

2) The Candidate, S. Ramaiah, Sl. 98 in the 'B' List of Teachers in Kanarese Boys' Schools, Kolar Dist, was debarred in G.O. No. 228-30/Edn. 28-30-16 d/12.7.1939, from entry into Govt service for a period of one year, for his willfull concealment of facts and his misconduct.

3) From the 'E' Statts, it is seen that the Candidate (S. Ramaiah). Was offered an appointment, as per his turn in the list from 4.6.1939. in a permanent vacancy No 159, at Byappanahalli Boys' School Kolar Dist. This appointment was have been terminated after the issue of the Order debarring the Candidate.

① Original Collection Flag 'R'

② Flag "Q"

NOTE—Contn. Sheet.

Re. debarred Candidates retaining the lein on their original appointments

File No. of 194 | General and Revenue Secretariat

Serial No.

4)

The Order debarring the Candidate for a period of one year, is silent on the point, namely, whether the the Candidate retains the claim for an appointment in the Unit in virtue of his name being included in the approved list, or forfeits this claim together with the appointment, if any, at the he was ~~at~~ holding at the time of passing the order of debarring him.

(5) The fact that the Candidate was holding an appointment at the time of passing this order was not known to CRBs. In case this fact were known to CRBs., the order debarring the Candidate from entry into Govt Service for a period of one year, would have also included the termination of his appointment.

(6) Ordinarily, the order debarring a Candidate who is or is not in Govt Service at the time, ~~that~~ includes the forfeiture of his claim or lein on his appointment in the Unit in addition to the punishment imposed for the period specified in the order.

(7) Accordingly, the Candidate in question, would not only lose the appointment and the lein on that appointment. but he would suffer without an appointment for a period of one year. Now, it appears that the Candidate has suffered without an appointment for a period of one year. And the fact that he would retain his Claim or lein on his for an appointment in the Unit after the expiry of the period of punishment (i.e one year) is not possible for the reasons stated above.

Re: Debarred Candidates retaining lein on the original appointments. 1247

General and Revenue Secretariat | File No. | of 194 . | [App. F. III-2

Serial No.

(1) Where any Candidate that is debarred from entry into Govt Service for a specified or unspecified term, whether the Candidate is holding an appointment at the time or not, is a fresh recruit for purposes of recruitment, after the expiry of the period of punishment.
This may, if approved, be informed to the S.P.C. & Candidates for orders.

Ne 28/9

BUN 20/9/40. (2) Debarred candidates will not retain liens once their appointments which they held at the time of their being debarred are terminated. After the penal period is over, they have to seek entry afresh entry into service as per rules of recruitment. If approved, the D.E.O will be informed accordingly.

Genl. Secy.) 23/9/40.

GENERAL SE... 23 SEP. 19... 1863

(10) Such debarred candidates may be re-employed in the next vacancy of the class arising after the period is over & they will take rank below those who have been appointed before them.

2 Members, Chairman (11) KK 27.9

NOTE—Contn. Sheet.

(12) O.M. Draft Subs.

30/9 K/10 BUN 4/10.

4/10/40

27/9/40

Re: appointment of debarred Candidates.

File No. of 194 . | General and Revenue Secretariat

Serial No. D 1247 6.10.40

13) For approval before issue. It seems desirable that candidates debarred should be re-employed with the previous sanction, of Govt as each case has to be disposed of on its own merits and it is not desirable to delegate the powers to Unit Officers some of whom are not high in status. It is also a point for consideration that the original order of debarring a candidate is passed by Govt alone. ~~and so it is~~ It is also necessary to appoint them in vacancies subject to clarification.

(Genl. Dy.)

5/10/40

Why? When a candidate is debarred for a certain period, the presumption is that he will be eligible for reappointment after the period.

Some answer.

7/10 Govt.

7/10/40

GENERAL SECRETARIAT 7 OCT. 1940 2268

TYPING SECTION 15 OCT. 1940 GEN. & REV. SECTT.

O.M. no. 2186-2286/ERB. 27-10-1 & 22-10-40 issued to all the Unit Officers.

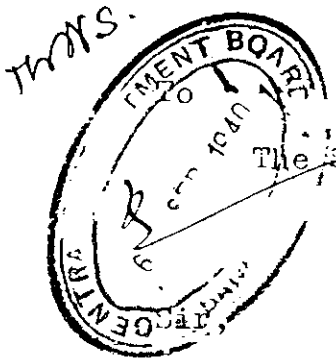
"B" Rec.

11/12

D 1247
C.R.B. 9/9/40.

No. Al. P. 142-76 of 40-1.

School Board Office,
Dated, Kolar: 30-8-1940.



The Secretary,
Central Recruitment Board,
Bangalore.

I have the honor to bring to your kind notice that one S. Ramiah, C.R.B. No. B-160 who was debarred from service for one year in Government Order No. 228-30/Edn.C.R.B. 78-38-16 dated 12-7-1939, praying for re-employment.

D 8420/38-9.

I request you to be so good as to inform me if the debarred candidates will have the same rank and number as was allotted to them prior to the issue of penal orders or if their names should be noted at the end of the then existing list.

The favour of kind instructions solicited.

I have the honor to be,
Sir,
Your most obedient servant,

C. Puttaswamy
for District Educational Officer.

dkr.

Appendix F G—1

12 Copies

SUBJECT.....

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Section CRB

File No. 27-40

Serial No. 1

Diary No. of letter replied to 1247

No. 2186-286/CRB. 27-40-1.

General and Revenue Secretariat

( )

the *19* .

To Official Memorandum.

Date of issue 22.10.40.

Signed by 22.10.40

Govt. are pleased to direct that candidates whose names are borne on the Central Recruitment Board approved lists and who are debarred from appointment in ~~for their entry into Govt. Service~~ for any period may, after the expiry of the period be re-employed ~~with the sanction of Govt.~~ in the next Vacancies of

List of enclosures.....

Copied by .....

Examined by.....

name
ers/ kind and class arising
in ers unit ~~and to not too~~
according to classification
of ers vacancies into special
and general. Such candi-
dates will take rank below
those who have been appointed
till then. By order,

K,
Yr. General Secrety. to Govt.

To

Dere Secretaries to Govt.
Dere Heads of Departs.
Dere Dy. Commrs. of Dists.
Dere other unit officers
Dere Secretary, PSC Board.

Dte. 10.40
5.
RDN
S/o.

S. O.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

GENERAL AND REVENUE DEPARTMENTS.

O. M. No. 2186-2286—C. R. B. 27-40-1, dated 22nd October 1940.

Re-employment of debarred Candidates.

Issues instructions in the matter of ——.

OFFICIAL MEMORANDUM.

O. M. No. 2186-2286—C. R. B. 27-40-1, DATED BANGALORE, THE 22ND OCTOBER 1940.

Government are pleased to direct that candidates whose names are borne on the Central Recruitment Board approved lists and who are debarred from appointment in Government service for any period may, after the expiry of the period, be re-employed in the next vacancies of the same kind and class arising in the unit according to classification of the vacancies into special and general. Such candidates will take rank below those who have been appointed till then.

By Order,

J. APPAJI GOWDA,
Secretary to Government,
General Department.

To—The Secretaries to Government.
The Heads of Departments.
The Deputy Commissioners of Districts.
The Other Unit Officers.
The Secretary, Central Recruitment Board.

Exd.—S. R.

WD 620—GPB—550—11-11-40

Appendix F G—1]

SUBJECT.....

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Section CRB.

File No.

Serial No.

Diary No. of letter replied to 12.47

O. M.

No.

To All the Unit Officers.

General and Revenue Secretariat

( )

the 19 .

Govt direct that Candidates, whose names are in the CRB approved lists and who are debarred from entry into Govt Service for any specified term, may be ~~re~~ re-employed in the next vacancy of the class arising after the period of punishment is over. Such Candidates will take rank below those who have been appointed till then.

Date of issue.....

Signed by .....

List of enclosures.....

Copied by .....

Examined by.....

for Gen. Secy to Govt